

Michael J. McCue (NV Bar No. 6055)
MMcCue@LRLaw.com
Jonathan W. Fountain (NV Bar No. 10351)
JFountain@LRLaw.com
LEWIS AND ROCA LLP
3993 Howard Hughes Parkway, Suite 600
Las Vegas, Nevada 89169
Tel: (702) 949-8200
Fax: (702) 949-8398

Attorneys for Plaintiff
LAS VEGAS SANDS CORP.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

LAS VEGAS SANDS CORP., a Nevada
corporation,

Plaintiff,

v.

TRAFFIC LABEL LIMITED, a business
organization of the United Kingdom,

Defendant.





Case No. 2:12-cv-01043-KJD-CWH

DEFAULT JUDGMENT

Plaintiff Las Vegas Sands Corp. (“Plaintiff” and/or “LVSC”), having moved the Court for entry of default judgment against Defendant Traffic Label Limited (“Defendant” and/or “Traffic Label”) pursuant to Rule 55 of the Federal Rules of Civil Procedure, the Clerk of the Court, having entered Defendant’s default on July 17, 2012, and, the Court having given due consideration to Plaintiff’s motion, as well as the papers, pleadings, declarations, and exhibits offered in support thereof, and the Court being otherwise further fully advised, Plaintiff’s motion is granted.

JUDGMENT is awarded in favor of Plaintiff and against Defendant. The Court hereby FINDS the following:

1. Las Vegas Sands Corp. owns U.S. trademark rights in the SANDS trademark, including the following United States trademark registrations (hereinafter the “SANDS Marks”):

Mark	U.S. Reg. No.	U.S. Reg. Date	Goods and Services
SANDS	4042291	10/18/2011	Hotel, restaurant, bar services, catering services, providing facilities for conventions, banquets, social functions, fund raising and special events.
SANDS	3850500	9/21/2010	Casino services; gambling services; gaming services; entertainment services in the nature of boxing contests and art exhibition; arranging of seminars and conferences; educational demonstrations; rental of portable stages; rental of audio-visual equipment; preparation of special effects for trade show booths and exhibitions; entertainment, namely, lighting production.
	1209102	9/14/1982	Entertainment Services-Namely, Providing Stage Show, Gambling and Casino Services.
	3838397	8/24/2010	Casino services; gambling services; gaming services; Entertainment services in the nature of boxing contests and art exhibitions; arranging of seminars and conferences; educational demonstrations; rental of audio-visual equipment; rental of portable stages; rental of audio-visual equipment; preparation of special effects for trade show booths and exhibitions; entertainment, namely, lighting production.
	3504043	9/23/2008	Providing and rental of exhibition stands and booths including respective equipment; organizing exhibitions for commercial or advertising purposes; planning and conducting of trade fairs, exhibitions and presentations for economic or advertising purposes; consultation relating to trade fairs; rental of advertising space; rental of office machinery and equipment.
	3930913	3/15/2011	Providing convention facilities; Resort hotels

3. Las Vegas Sands Corp. owns the exclusive right to use the SANDS Marks in commerce in connection with casino services;

3. Traffic Label Limited registered the <lasvegassandscorp.com> domain name with a bad faith intent to profit therefrom;

6. Traffic Label Limited is liable to Las Vegas Sands Corp. for cybersquatting pursuant to the Anti-cybersquatting Consumer Protection Act;

7. Absent a permanent injunction, should Traffic Label Limited's use of marks identical to or confusingly similar to the SANDS Marks continue, Las Vegas Sands Corp. will

1 continue to suffer irreparable injury to the goodwill and reputation Las Vegas Sands Corp. has
2 established in the SANDS Marks, for which an award of money damages would be inadequate;

3 8. The balance of hardships associated with a permanent injunction weighs in favor
4 of Las Vegas Sands Corp. and against Traffic Label Limited; and

5 9. The public interest in favor of preventing consumer confusion weighs in favor of
6 granting Las Vegas Sands Corp. a permanent injunction against Traffic Label Limited.

7 Accordingly, IT IS HEREBY ORDERED that Traffic Label Limited, along with its
8 agents, servants, employees and/or all other persons acting in concert or participation with it a
9 hereby PERMANENTLY ENJOINED: (1) from making any use of the SANDS Marks or any
10 confusingly similar variations thereof, alone or in combination with any other letters, words,
11 letter strings, phrases or designs, in commerce or in connection with any business or for any
12 purpose whatsoever (including, but not limited to, on websites, in domain names, in hidden text,
13 or in metatags); and (2) from maintaining registrations for, registering, or trafficking in any
14 domain name containing the SANDS Marks or any confusingly similar variations thereof, alone
15 or in combination with any other letters, words, letter strings, phrases or designs, including but
16 not limited to the <lasvegassandscorp.com> domain name;

17 IT IS HEREBY FURTHER ORDERED that the domain name registration for the
18 <lasvegassandscorp.com> domain name be forfeited and transferred to Las Vegas Sands Corp.;

19 IT IS HEREBY FURTHER ORDERED that the current registrar of the
20 <lasvegassandscorp.com> domain name and/or the “.com” registry, including, without
21 limitation, GoDaddy.com, Inc., shall forthwith transfer the registration for the
22 <lasvegassandscorp.com> domain name to Las Vegas Sands Corp.;

23 IT IS HEREBY FURTHER ORDERED that Traffic Label Ltd. shall pay Las Vegas
24 Sands Corp. damages in the amount of \$100,000.00 pursuant to the Anti-cybersquatting
25 Consumer Protection Act;

26 IT IS HEREBY FURTHER ORDERED that the Clerk of the Court shall refund the
27 \$100.00 cash deposit paid by Las Vegas Sands Corp. by mailing a check in the amount of \$100
28 to Las Vegas Sands Corp.’s counsel of record;

1 IT IS HEREBY FURTHER ORDERED that the Court shall retain jurisdiction of this
2 case for the purpose of enforcing this order .
3
4

5 

6 UNITED STATES DISTRICT JUDGE
7

8 DATED: November 13th, 2012
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28